

## CLASSIFICATION OFFICE DECISION

**Title of publication:** 0527071208.jpg

**Other known title(s):** Not stated

**OFLC ref:** 1400087.005

**Medium:** Computer Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Secretary for Internal Affairs

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| <b>Classification:</b> | Unrestricted. |
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 17 April 2014

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 16 April 2014

### Summary of reasons for decision:

The publication is an amateur picture of a woman's buttocks and upper thighs. She is lying on her stomach and wearing a grey cotton t-shirt and cotton underpants with a monkey graphic on them. Despite the close-up focus on a body part, there are no overtly sexual elements in the image, and it does not meet the threshold of being a matter of sex.

As it does not deal with matters of sex, and it raises no other issues under ss3(1), 3A or 3B of the Films, Videos, and Publications Classification Act 1993, the image file must be classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.